Estimated Value of this Agreement: ~~$850~~ $1820

MEMORANDUM OF UNDERSTANDING

County of Erie
STOP-DWI Office

2013

And

Town of Elma

- The Town of Elma Operates a Town Court (The Court).
- Various Police agencies make DWI Arrests within the Court's geographic boundaries.
- The arrests result in legal cases that are adjudicated by the Court.
- The Court collects information about the cases disposed there.
- The STOP-DWI Office has need of that information for statistical and administrative purposes.
- The STOP-DWI Office will pay the Town of Elma $10.00 (Ten Dollars) for the following information on each case of 1192-1,2,2a, 3, 4, 4a, 1193-1C & 5112a (ii), (iii):

  For each case: First, Last Name, Middle Initial, DOB of Defendant, Date Of Arrest, Charges Laid, Disposition, Date of Disposition, Fine, Other Sanctions, Arresting Agency.

- Term of this MOU is January 1, 2013 to December 31, 2013
- A STOP-DWI Court Report or a DWI/AUO Disposition Report listing the case data will be sent to the STOP-DWI Office by July 15 of the current year for the first half of the year and January 15 of the following year for the second half.
- Upon receipt of the January 15th report and invoice letter, the STOP-DWI Office will forward one payment in the amount of $10.00 for each case reported during the year.

Agreed:

Dennis M. Powers Date: 12/3/13
Dennis M. Powers
Supervisor

(Electronically Signed) Date: _____
John Glascott, Commissioner
Erie County Central Police Services

Approved as to form:

By: (Electronically Signed)
Greg Kammer, Ass't Co. Attorney

John F. Sullivan Date: 5/27/14
John F. Sullivan, Director
STOP-DWI Office
County of Erie

Document #_____ Date:_____

By: _____
Richard Tobe, Deputy Co. Executive

RESOLVED, that the minimum and maximum amounts shall be set as follows:

Category	Minimum Amount	Maximum Amount
One-way Trip	$ 10.00 per day	$20.00 per day
Two-way Trip	$ 20.00 per day	$40.00 per day

and be it further

RESOLVED, that the necessary funds to cover the cost of these services have been appropriated in the 2013 Erie County Budget.

29. RESOLVED, that the County Executive is hereby authorized to enter into agreements for fiscal year 2013 with municipalities and non-profit corporations within Erie County to provide services under the S.T.O.P.- DWI and Office of Traffic Safety Programs in relation to law enforcement, traffic safety, rehabilitation, education, adjudication, and evaluation activities.

30. WHEREAS, it is desirable that the District Attorney of Erie County have the authority to continue to appoint attorneys from the United States Attorney's Office and other prosecutors' offices as Assistant District Attorneys in Erie County so that crimes may be prosecuted more efficiently and effectively; and

WHEREAS, the authority of the District Attorney to appoint Assistant District Attorneys is limited by the number of Assistant District Attorney positions authorized by the Erie County Legislature; and

WHEREAS, the attorneys appointed as Assistant District Attorneys as part of the cross-designation program receive no compensation from Erie County for their services.

NOW, THEREFORE, BE IT

RESOLVED, that effective January 1, 2013, five additional Assistant District Attorneys are authorized to serve without compensation from Erie County and at the pleasure of the Erie County District Attorney.

31. RESOLVED, that authorization is hereby granted to underfill Assistant District Attorney positions in J.G. 13, 14, 15, 16, and 17 as deemed necessary by the District Attorney and approved by the Commissioner of Personnel, in order to retain a full complement of staff.

32. WHEREAS, it is necessary to transfer funds from the Erie County District Attorney's Asset Forfeiture Trust Fund prior to their being expended; and

WHEREAS, said forfeiture funds are required to be expended for law enforcement and prosecutorial efforts and operations as Federal guidelines dictate; and

WHEREAS, the District Attorney would prefer to use available Asset Forfeiture Trust Funds, rather than County tax dollars, to provide funding for the purchase of office equipment and furniture as may be required throughout the year.